

RECEIVED  
CENTRAL FAX CENTER

DEC 14 2004

**Piper Rudnick**203 North LaSalle Street, Suite 1800  
Chicago, Illinois 60601-1293  
main 312.368.4000 fax 312.236.7516STEPHANIE H. WARNER-WALLACE  
stephanie.warner-wallace@piperrudnick.com  
direct 312.368.7275 fax 312.630.2787

Facsimile

Date: December 14, 2004

To:	Phone:	Fax:
Technology Center 3600 Commissioner for Patents		703/305-7687

Original ☐ will / ☐ will not follow.

Pages (including fax sheet): 43

Comments:

21667/246251-030028

The information contained in this facsimile message is confidential and, if addressed to our client or certain counsel, is subject to the attorney-client or work product privilege. This message is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via the U. S. Postal Service.

Piper Rudnick LLP

RECEIVED  
CENTRAL FAX CENTER

DEC 14 2004

Attorney Docket No. 301101-000009

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applications: Peng Chen et al.

Serial No.: 10/091,046

Filed: March 5, 2002

Art Unit: 3624

Examiner: Unknown

Confirmation No.: 6492

For: AUTOMATICALLY ALLOCATING  
AND REBALANCING DISCRETIONARY  
PORTFOLIOSTechnology Center: 3600  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450I hereby certify that this correspondence is being  
transmitted by facsimile (703/305-7887) to: Technology  
Center 3600, Commissioner for Patents, P.O. Box  
1450, Alexandria, VA 22313-1450 onDecember 14, 2004  
DateStephanie Warner-Wallace  
NameStephanie Warner-Wallace  
SignatureFOLLOW-UP TO PETITION  
AND RENEWED PETITION TO MAKE SPECIAL  
(ACCELERATED EXAMINATION)

Dear Sir:

This communication is a follow-up to the Applicants' Petition to Make Special mailed on  
April 16, 2004. In order to perfect Applicants' Petition, Applicants state as follows:

1. Applicants believe that all claims remaining in the Application after entry  
of the Preliminary Amendment filed on April 16, 2004 are directed to a single invention.  
However, should the Office determine that the claims are not directed to a single invention and

Attorney Docket No. 301101-000009

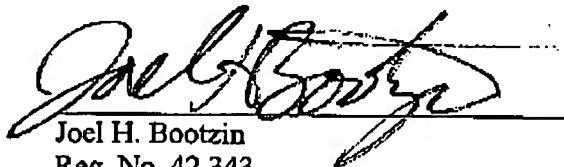
issue a restriction/election requirement, Applicants hereby agree to make an election without traverse in response thereto.

2. Applicants otherwise incorporate by reference and restate the entirety of their original Petition mailed April 16, 2004.

3. Applicants believe that they have now cured all possible defects in their original Petition and that, as renewed, the Petition meets all requirements set forth in MPEP 708.02 Part VIII. Applicants therefore respectfully request that their application be made special. Applicants await the decision of the Commissioner in this respect and a first action from the Examiner on the merits.

4. No additional fee is thought to be due with this renewed of petition. However, if any fees are owed in connection with this Renewed Petition, please charge Deposit Account No. 18-2184 of Piper Rudnick, LLP.

Respectfully submitted,

  
Joel H. Bootzin  
Reg. No. 42,343  
Attorney for the Applicant

PIPER RUDNICK LLP  
P.O. Box 64807  
Chicago, Illinois 60664-0807  
(312) 368-4000